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ORDINANCE NO. 1010

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AN ORDINANCE VACATING A PORTION OF COMMERCIAL STREET IN THE CITY OF LEAVENWORTH, WASHINGTON.

WHEREAS, the City of Leavenworth, pursuant to RCW 35.79.010, passed Resolution 5-1996 initiating the procedure for vacating the portion of City of Leavenworth right-of-way described on Exhibit "A" attached hereto and incorporated herein, and

WHEREAS, a public hearing was held pursuant to legal notice by the Leavenworth City Council heretofore and the matter of the vacation was considered, and

WHEREAS, the Leavenworth City Council approved the vacation on the conditions set forth below, now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LEAVENWORTH, as follows:

Section 1. The real property described on the attached Exhibit "A" which is incorporated herein is hereby vacated.

Section 2. As a condition to the passage of this vacation ordinance, the owner of the real property vacated shall pay to the City of Leavenworth the sum of \$ 8700.<sup>00</sup>, being one-half of the appraised value of said vacated premises and until said amount shall be paid the City in full this ordinance shall not be published or effective.

Section 3. This ordinance shall be effective and passed by the City Council, published according to law, and when the condition of the preceding paragraph with respect to payment for the vacated property shall have been met.

Section 4. A certified copy of this ordinance shall be recorded by the Leavenworth City Clerk with the Chelan County Auditor after its publication.

Ordinance  
lvsv13

TERRENCE M. MCCAULEY  
LAW OFFICES  
100 NORTH DIVISION STREET  
POST OFFICE BOX 836  
CASHMERE, WASHINGTON 98815  
509 782 1023

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Passed by the City Council of the City of Leavenworth,  
Washington and approved by the Mayor this 9 day of  
April, 1996.

CITY OF LEAVENWORTH  
By: William W. Foubler  
Mel Wyles - Mayor

Attest:  
Mirrell Brewer  
Mirrell Brewer - City Clerk

Approved as to form:  
Terrence M. McCauley  
Terrence M. McCauley  
City Attorney

Ordinance  
lvsv13

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509-782-1023

**EXHIBIT "A"**

**LEGAL DESCRIPTION**

That portion of Commercial Street right-of-way, 8 feet in width, and 80 feet in length, located adjacent to the southeasterly boundary of lots 22, 23 and 24 of Block 4, Plat of Leavenworth, EXCEPT the southwesterly 10 feet of lot 22 in said plat.